

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

DEVIN RICHARDSON, :
Plaintiff : CIVIL ACTION NO. 4:20-110
v. : (MANNION, D.J.)
: (ARBUCKLE, M.J.)
DR. L. MURRAY, :
Defendant :

ORDER

In accordance with this court's Memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

1. The August 2, 2022 report of Judge Arbuckle, (**Doc. 31**), is
ADOPTED IN ITS ENTIRETY.
2. The plaintiff's complaint, (**Doc. 1**), will **PROCEED** with respect
to his RFRA claim against defendant Dr. Murray.
3. The objection of the defendant to the Report, (**Doc. 34**), is
OVERRULED.
4. The government's motion to dismiss, (**Doc. 17**), is
DISMISSED AS MOOT.

5. Defendant Dr. Murray's motion for summary judgment, (**Doc. 24**), is **DENIED**, without prejudice to assert the qualified immunity defense.

6. The Clerk of Court is directed to **REMAND THIS CASE** to Judge Arbuckle for purposes of issuing a new Report and Recommendation regarding Dr. Murray's qualified immunity defense after briefing of this issue by the parties.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

DATE: September 29, 2022

20-110-02-Order